

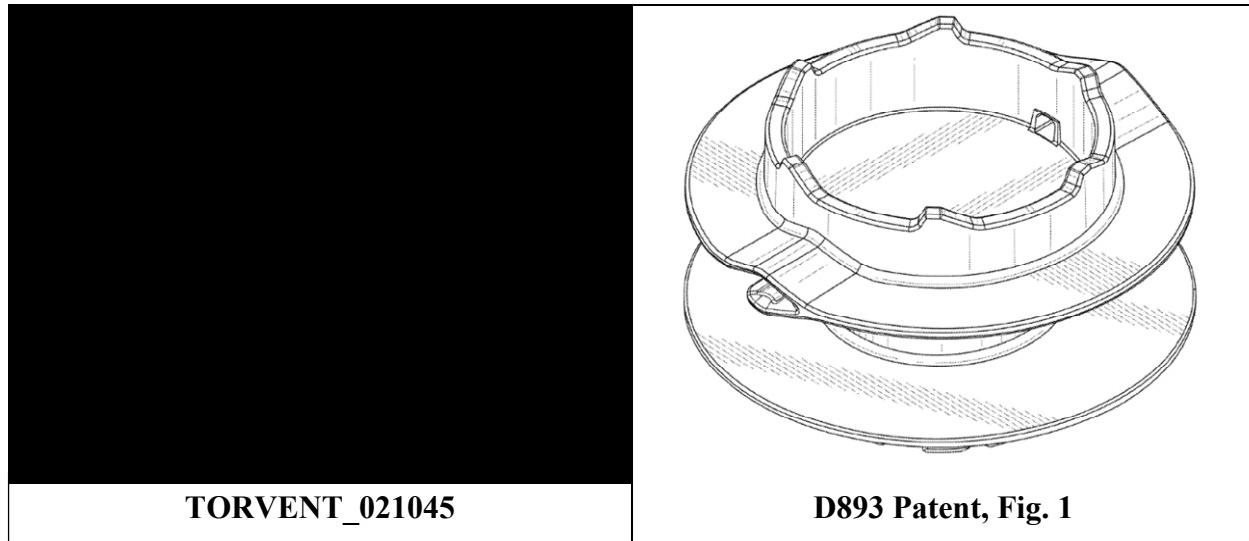
**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

Torvent LLC,)
Plaintiff,)
v.)
Techtronic Industries Co., Ltd.; Techtronic Industries) Civil Action No. 1:21-cv-00853-JPM
North America, Inc.; One World Technologies, Inc.;)
Homelite Consumer Products, Inc.; Hart Consumer) Civil Action No. 1:22-cv-01617-JPM
Products, Inc.; Home Depot, U.S.A., Inc.; and)
Walmart Inc.,)
Defendants.)
and,)
Techtronic Industries Co., Ltd.; Techtronic Industries)
North America, Inc.; One World Technologies, Inc.;)
Homelite Consumer Products, Inc.; Hart Consumer)
Products, Inc.;)
Counterclaim Plaintiffs,)
v.)
Torvent, LLC, Torvian, Inc., and First-to-Invent,)
LLC)
Counterclaim Defendants.)

**ATTORNEY DECLARATION OF MICHAEL SIKORA IN SUPPORT OF
MOTION FOR SUMMARY JUDGMENT**

I, Michael Sikora, declare as follows:

1. I am counsel for the above-identified Defendants and Counterclaim Plaintiffs in this case.
2. **Exhibit 1** to this declaration is a true and correct copy of U.S. Design Patent No. 814,893 (the “D893 Patent”).
3. **Exhibit 2** to this declaration is a true and correct copy of Torvent’s Third Supplemental Interrogatory Responses to Individual Interrogatory Nos. 1-12, 15 (dated July 28, 2023).
4. **Exhibit 3** to this declaration is a true and correct copy of a document produced by Torvent beginning at TORVENT_021045. According to Torvent’s “Second Amended Response” to Individual Interrogatory No. 4 (*see Exhibit 2*), this is “[a]n engineering drawing of the LX502 Trimmer Head with ‘Initial Release’ date of May 16, 2014.” Below is a side-by-side comparison of the spool shown at TORVENT_021045 and the D893 Patent, Figure 1:



5. **Exhibit 4** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_023314.

6. **Exhibit 5** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_025208, including attachments.

7. **Exhibit 6** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_024199, including attachments.

8. **Exhibit 7** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_108871, including attachments. TORVENT_108884 is the Bates number placeholder for the native Edrawings file attached to this email correspondence.

9. **Exhibit 8** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_108885, including attachments. TORVENT_108896 is the Bates number placeholder for the native Edrawings file attached to this email correspondence.

10. **Exhibit 9** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_023869, including attachments. TORVENT_023885 is the Bates number placeholder for the native Edrawings file attached to this email correspondence.

11. **Exhibit 10** to this declaration is a true and correct copy of excerpts from the deposition of Mr. George Alliss, taken on September 21, 2023.

12. **Exhibit 11** to this declaration is a comparison between the figures of the D893 Patent and true and correct images generated from the native Solidworks 3D Edrawing file (file name “”) produced at TORVENT_023885 (an attachment within Exhibit 9) by taking screen clippings of the parts shown in the natively produced file at various angles.

13. **Exhibit 12** to this declaration is a true and correct copy of Torvent's, Torvian's and First-to-Invent's First Supplemental Responses to Common Interrogatory Nos. 1-9 (dated July 28, 2023).

14. **Exhibit 13** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_024124, including attachments.

15. **Exhibit 14** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_024305, including attachments.

16. **Exhibit 15** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_024487, including attachments.

17. **Exhibit 16** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_025864.

18. **Exhibit 17** to this declaration is a true and correct copy of email correspondence produced by Torvent beginning at TORVENT_064847.

19. **Exhibit 18** to this declaration is a true and correct copy of a Wayback Machine record of the Cobramax website captured on January 15, 2016. This record can be publicly accessed from the following link:
<https://web.archive.org/web/20160115033152/https://www.getcobramax.com/>.

20. **Exhibit 19** to this declaration is a true and correct copy of U.S. Patent No. 9,516,807.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: January 3, 2024

Respectfully submitted,



Michael Sikora

Dated: January 3, 2024

MORGAN, LEWIS & BOCKIUS LLP

/s/ Amy M. Dudash

Amy M. Dudash (DE Bar No. 5741)
1201 N. Market Street, Suite 2201
Wilmington, DE 19801
Telephone: 302.574.3000
Fax: 302.574.3001
amy.dudash@morganlewis.com

*Attorneys for Defendants Techtronic
Industries Co., Ltd.; Techtronic Industries
North America, Inc.; One World
Technologies, Inc.; Homelite Consumer
Products, Inc.; Hart Consumer Products,
Inc.; Home Depot, U.S.A., Inc.; and
Walmart Inc.*

Jason C. White (admitted *pro hac vice*)
Nicholas A. Restauri (admitted *pro hac vice*)
Michael T. Sikora (admitted *pro hac vice*)
Eugene S. Hwangbo (admitted *pro hac vice*)
110 N. Wacker Drive, Suite 2800
Chicago, IL 60606
Telephone: 312.324.1000
Fax: 312.324.1001
jason.white@morganlewis.com
nicholas.restauri@morganlewis.com
michael.sikora@morganlewis.com
eugene.hwangbo@morganlewis.com

Robert Ehrlich (admitted *pro hac vice*)
1000 Louisiana St., Suite 4000
Houston, TX 77002-5006
Telephone: 713.890.5000
Fax: 713.890.5001
robert.ehrlich@morganlewis.com

CERTIFICATE OF SERVICE

I certify that on January 3, 2024, a true and correct copy of the foregoing document was caused to be served on the parties listed below via e-mail:

Stephen B. Brauerman (#4952)
Ronald P. Golden III (#6254)
BAYARD, P.A.
600 North King Street, Suite 400
Wilmington, DE 19801
(302) 655-5000
sbrauerman@bayardlaw.com
rgolden@bayardlaw.com

Brian A. Carpenter
COLE SCHOTZ P.C.
901 Main Street, Suite 4120
Dallas, Texas 75202
Tel: (469)557-9390
Fax: (469)533-1587
bcarpenter@coleschotz.com

Theodore G. Baroody
J. Miguel Hernandez
CARSTENS, ALLEN & GOURLEY, LLP
13760 Noel Rd., Suite 900
Dallas, Texas 75240
(972) 367-2001
(972) 367-2002 Fax
tbaroody@caglaw.com
hernandez@caglaw.com

/s/ Amy M. Dudash

Amy M. Dudash